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Attorneys for the Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.
JOSE JAIME CARDENAS,
Defendants.

No. CR 05-0118 MMC

**UNITED STATES MOTION AND
STIPULATION AND
PROPOSED ORDER TO ADVANCE**

The parties stipulate and agree that the motions hearing date set for March 17, 2010, should be advanced to March 10, 2010, so that government counsel can appear, and the parties can resolve the matter. The parties also agree to a Speedy Trial Exclusion pursuant to 18 U.S.C. section 3161(h)(8)(A) and section 3161 (h)(8)(B)(ii), because the ends of justice served by granting an exclusion outweigh the best interest of the public and of the defendant in a speedy trial, and because a continuance will allow for continuity of Government counsel and for

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1 adequate trial preparation time in the event that the parties are unable to reach a disposition.

2 It is so stipulated.

3 JOSEPH P. RUSSONIELLO
4 United States Attorney

5 BRIAN J. STRETCH
6 Chief, Criminal Division

7 Dated: January 29, 2010

8 /s/
9 C. DAVID HALL
10 Assistant United States Attorney

11 Dated: February 2, 2010

12 /s/

13 CLAIRE LEARY
14 Attorney for JOSE JAIME CARDENAS

15 O R D E R

16 IT IS SO ORDERED. A status hearing will be held on March 10, 2010, at 2:30 p.m.
17 Time is excluded pursuant to 18 U.S.C. section 3161(h)(7)(A) and section 3161(h)(7)(B)(ii)
18 to allow adequate time for trial preparation and for continuity of Government Counsel.

19 February
20 DATED: January 3 , 2010

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22 MAXINE M. CHESNEY
23 United States District Court Judge

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28 STIP. AND [PROPOSED] ORDER
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